| 1  |   | The Honorable Barbara J. Rothstein                           |
|----|---|--|
| 2  |   |  |
| 3  |   |  |
| 4  |   |  |
| 5  |   |  |
| 6  |   |  |
| 7  |   |  |
| 8  | IN THE UNITED STA                               | TES DISTRICT COURT   |
| 9  | WESTERN DISTRIC                                 | CT OF WASHINGTON   |
| 10 | AT SE   | EATTLE   |
| 11 | KING COUNTY, a Washington municipal             | Case No. 2:14-cv-01957-BJR                                   |
| 12 | corporation,                                    |  |
| 13 | Plaintiff,                                      | ORDER GRANTING DEFENDANT<br>ZURICH AMERICAN INSURANCE CO.'S  |
| 14 | V.  | MOTION FOR (1) ORDER BARRING<br>CONTRIBUTION CLAIMS, AND (2) |
| 15 | TRAVELERS INDEMNITY CO., et al.,                | DISMISSAL OF CLAIMS  |
| 16 | Defendants.                                     | NOTE ON MOTION CALENDAR:<br>AUGUST 7, 2019                   |
| 17 |   | 1100051 7, 2017  |
| 18 | Pending before the Court is defendant Z         | urich American Insurance Co.'s (Zurich) Motion               |
| 19 | for (1) Barring Contribution Claims and (2) Dis | missal of Claims. In connection with this Motion             |
| 20 | the Court reviewed and considered the following | g:   |
| 21 | 1. Zurich's Motion for (1) Order Ba             | arring Contribution Claims and (2) Dismissal of              |
| 22 | Claims;   |  |
| 23 | 2. Declaration of Peter J. Mintzer (v           | with Exhibits); and  |
| 24 | 3. Responses,                                   |  |
| 25 | IT IS HEREBY ORDERED, ADJUDGE                   | ED, AND DECREED:   |
| 26 |   |  |
|    |   |  |

ORDER GRANTING MOT. (1) BARRING CONTRIBUTION CLAIMS, AND (2) DISMISSAL OF CLAIMS

Case No.: 2:14-cv-01957-BJR -1

SELMAN BREITMAN LLP 600 University Street, Suite 1800 Seattle, WA 98101 T: 206.447.6461 F:206.588.4185

| 1  | (1)            | The Court finds the Settlement Agreement between Zurich and King           |
|----|----------------|--|
| 2  |                | County to be reasonable, adequately protects any non-settling insurers and |
| 3  |                | was the result of arm's-length negotiations between parties represented by |
| 4  |                | counsel and hereby GRANTS Zurich's Motion for (1) Order Barring            |
| 5  |                | Contribution Claims and (2) Dismissal of Claims.                           |
| 6  | (2)            | All Claims, cross-claims, and counterclaims, by and against Zurich in this |
| 7  |                | action are DISMISSED with PREJUDICE. The Court further ORDERS              |
| 8  |                | that any other claims for contribution, allocation, subrogation, and       |
| 9  |                | equitable indemnity and any other cause of action in connection with this  |
| 10 |                | action against Zurich by any other insurers of King County are hereby      |
| 11 |                | BARRED.  |
| 12 | (3)            | The Court DIRECTS that this Order shall be entered as a final judgment     |
| 13 |                | under Federal Rule of Civil Procedure 54(b).                               |
| 14 |                |  |
| 15 | IT IS SO OR    | DERED.   |
| 16 | DATED this     | 5th day of September, 2019.  |
| 17 |                |  |
| 18 |                | Barbara Jacobs Rothstein   |
| 19 |                |  |
| 20 |                | U.S. District Court Judge  |
| 21 |                |  |
| 22 | Presented by:  |  |
| 23 | SELMAN BREITMA | AN LLP   |
| 24 |                |  |
| 25 |                |  |
| 26 |                |  |
|    |                |  |

SELMAN BREITMAN LLP

| 1  |   |  |  |
|----|---|--|--|
|    |   |  |  |
| 2  |   |  |  |
| 3  | By: /s/ Peter J. Mintzer Peter J. Mintzer, WSBA# 19995 pmintzer@selmanlaw.com Justin S. Landreth, WSBA# 44849 jlandreth@selmanlaw.com Daniel C. Heath, WSBA # 49051 |  |  |
| 4  |   |  |  |
| 5  |   |  |  |
| 6  |   |  |  |
| 7  | dheath@selmanlaw.com 600 University Street, Suite 1800  |  |  |
|    | 600 University Street, Suite 1800<br>Seattle, WA 98101<br>Telephone: 206 447 6461   |  |  |
| 8  | Telephone: 206.447.6461<br>Facsimile: 206.588.4185  |  |  |
| 9  | Attorneys for Zurich American Insurance Co.   |  |  |
| 10 |   |  |  |
| 11 |   |  |  |
| 12 |   |  |  |
| 13 |   |  |  |
| 14 |   |  |  |
|    |   |  |  |
| 15 |   |  |  |
| 16 |   |  |  |
| 17 |   |  |  |
| 18 |   |  |  |
| 19 |   |  |  |
| 20 |   |  |  |
|    |   |  |  |
| 21 |   |  |  |
| 22 |   |  |  |
| 23 |   |  |  |
| 24 |   |  |  |
| 25 |   |  |  |
| 26 |   |  |  |
| 20 |   |  |  |

ORDER GRANTING MOT. (1) BARRING CONTRIBUTION CLAIMS, AND (2) DISMISSAL OF CLAIMS

600 University Street, Suite 1800 Seattle, WA 98101 T: 206.447.6461 F:206.588.4185

SELMAN BREITMAN LLP

Case No.: 2:14-cv-01957-BJR - 3